

TO: The Honorable Board of Supervisors

FROM: F. Craig Meadows, County Administrator
L. Carol Edmonds, Assistant County Administrator

DATE: June 25, 2012

SUBJECT: AGENDA REPORT

I. CALL TO ORDER

II. INVOCATION

III. PLEDGE OF ALLEGIANCE

IV. PRESENTATION

National Association of Counties Achievement Award

Montgomery County has been awarded a 2012 NACo Achievement Award for two programs through the Montgomery-Floyd Regional Library entitled, "Southwest Virginia in the Civil War" and "Be Local".

V. DELEGATION

Virginia Department of Transportation

Richard Caywood, VDOT Salem District Administrator, will make a presentation on road projects in Montgomery County.

VI. PUBLIC ADDRESS

VII. ADDENDUM

VIII. CONSENT AGENDA

IX. OLD BUSINESS

**A. SUBJECT: ORDINANCE VACATING A PUBLIC
UTILITY AND DRAINAGE EASEMENT**

**ORD-FY-12-
AN ORDINANCE VACATING A LOT LINE AND
PUBLIC UTILITY AND PUBLIC DRAINAGE EASEMENT
BETWEEN LOTS 21 AND 22 LOCATED IN PHASE II OF THE LUSTERS MILL
SUBDIVISION RECORDED IN PLAT BOOK 18, PAGES 50-53
IN THE MONTGOMERY COUNTY CIRCUIT COURT CLERK'S OFFICE**

WHEREAS, Craig E. Nesbit and Susan B. Nesbit have requested the Montgomery County Board of Supervisors to vacate a lot line and a public utility and public drainage easement between lots 21 and 22 located in Phase II of the Lusters Mill Subdivision recorded in Plat Book 18, pages 50-53 in the Montgomery County Circuit Court Clerk's Office as shown more particularly on the Plat entitled "Lot Line Vacation Plat from Records, Craig E. Nesbit and Susan B. Nesbit, situated on Millwood Lane, Tax Map Numbers 42-5-21 and 22, Lusters Mill Phase II, Plat Book 18 Pages 50-53, Mt. Tabor Magisterial District, Montgomery County, Virginia" dated April 27, 2012, plat prepared by Balzer and Associates, Inc. (the "Plat"); and

WHEREAS, Section 15.2-2272 of the Code of Virginia, as amended, provides that the Board of Supervisors may vacate a portion of a plat after sale of a lot by Ordinance; and

WHEREAS, A duly advertised public hearing on this Ordinance was held by the Board of Supervisors on June 11, 2012.

NOW THEREFORE, BE IT ORDAINED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board of Supervisors in accordance with Section 15.2-2272 of the Code of Virginia, as amended, hereby authorizes the vacation of a lot line and a public utility and public drainage easement between lots 21 and 22 located in Phase II of the Lusters Mill Subdivision recorded in Plat Book 18, page 50-53 in the Montgomery County Circuit Court Clerk's Office as shown more particularly on the plat entitled "Lot Line Vacation Plat from Records, Craig E. Nesbit and Susan B. Nesbit, situated on Millwood Lane, Tax Map Numbers 42-5-21 and 22, Lusters Mill Phase II, Plat Book 18 Pages 50-53, Mt. Tabor Magisterial District, Montgomery County, Virginia" dated April 27, 2012, plat prepared by Balzer and Associates, Inc.

BE IT FURTHER ORDAINED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board of Supervisors hereby authorizes the Chair to sign the respective plat for recordation.

This Ordinance shall take effect upon adoption.

ISSUE/PURPOSE: Vacate a lot line and a public utility and public drainage easement between lots 21 and 22 located in Phase II of the Lusters Mill Subdivision.

JUSTIFICATION: Craig and Susan Nesbit have requested the Board of Supervisors to vacate a lot line and a public utility and public drainage easement between lots 21 and 22 in order to create one larger lot. See TAB C for a copy of the plat.

X. INTO WORK SESSION

BE IT RESOLVED, The Board of Supervisors hereby enters into Work Session for the purpose of discussing the following:

1. Joinder Study

XI. OUT OF WORK SESSION

BE IT RESOLVED, The Board of Supervisors ends their Work Session to return to Regular Session.

XII. COUNTY ATTORNEY'S REPORT

XIII. COUNTY ADMINISTRATOR'S REPORT

XIV. BOARD MEMBERS' REPORT

1. Supervisor Tuck
2. Supervisor Brown
3. Supervisor Biggs
4. Supervisor Perkins
5. Supervisor Creed
6. Supervisor Gabriele
7. Supervisor Politis

XV. OTHER BUSINESS

XVI. ADJOURNMENT

FUTURE MEETINGS

Regular Meeting
Monday, July 9, 2012
6:00 p.m. – Closed Meeting Items
7:00 p.m. Regular Agenda

Adjourned Meeting
Monday, July 23, 2012
6:00 p.m. – Closed Meeting Items
7:00 p.m. Regular Agenda